G. R. S. III—1] 1920.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 24 19

FILE HEADING.

Charge of- Contempt of- court against Mr. H Sinnamon
Amildar of [illegible]

From

No.	Dated	Received
Diary No. 10	Enclos. Spare Copies.	Serial No. /

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First Sheet.

Memo Nr 217.

1900 (2)
15 20
Ch.

(1) ABSTRACT OF NEWSPAPER INTELLIGENCE.

(12th April, 1920.) 242-9

...

The KARNATAKA - Dated the 10th April 1920

(Page 5.)

...

(2) A correspondent says that Mr. H. Srinivasa Rao, lately Amildar of Kunigal, really committed contempt of court when he took bailbonds and released prisoners arrested under a warrant from the Treasury Assistant Commissioner's Court, when the case had been transferred from his own court to the latter.

- - - - - - - - - - -

Dewan's order:-

(3) "A report from the District Magistrate may be called for."

Intd. M.K.
13. 4. 20.

- - - - - - - - - - -

(4) Forwarded, with compliments, to the Chief Secretary to Government, for necessary action.

By order,

15/4/20.
Assistant Secretary on duty with the Dewan.

(5) Proth & Ch 16/4 (6) Despatch Memo D.M. 17/4

DS 17/4

G. R. S. III-2]

General and Revenue Secretariat.

1800
1975
21829

Ch File No. 24 — of 191

Serial No.	
1	Submitted with a draft- accordingly KR 19/4/1920 26/4 Secy To III Mr Secy
2	To The District Magistrate, Tumkur. No. G. 24797 dt 1st May 1920 Invites his attention to an article in the Karnataka dt 10th Apr 20, containing the charge of Contempt of Court against Mr. Sreenivasa Rao, Amildar of Kunigal & requests to make enquiry in the matter & Submit a report @ an early date.
3	From The District Magistrate, Tumkur T. C. no 569/G. 20, dt 22-5-1920 rec'd on 28-6-1920 Submits report relating to the release of certain prisoners by Mr. H. Sreenivasa Rao late Amildar of Kunigal Taluk, acted under a warrant issued from the Treasury Asst. Commissioners Court.
4	Submitted for orders with reference to para (3) above KR 29/5/1920
5	No 69 Magte's report is received. May perhaps be sent to the Dewan also. Chief Secy III Member Dewan
6	To Dewan

Ch. 1/6/1920

NOTE—Contra. sheet.

685-1
5-6-20.

(11) 685
2/6

G. R. S. III-2]

General and Revenue Secretariat.

Cr. File No. 24 of 191

Serial No.

DEWAN'S OFFICE.
Recd. on JUN 7 1920
Reg. No. 8024

(13) In explanation the Treasury Asst Commr is to why he did not withdraw his warrants cancelling them when he let his accused on bail on surrender may be called for.

Subd
7/6.

(15) Yes
Cancel.
9.6.20

(14) D.M. 7/6

(16) [illegible] (17) Draft
D.M.
12/6

(18) Subd. with a draft accordy

Jk
15/6/1920
16/6

(19) Issues
D.M.
21/6.

4 To

The District Magistrate, Trunkwr.

No. G. 28404 dt 29th June 1920.

Requests to kindly forward the explanation of the Treasury Asst. Commr, as to why he did not withdraw the warrants issued by him when he let the accused on bail on their surrender

5 From,

The District magistrate, Jaffna Distt.

J.C. 589/19.20(Dr Dis 1/920-21) dt 5/7/920 rec'd on 7-7-920 states that the Treasury Asst Commr, N. V. Nallathamby Iyengar is not in Service now, having [illegible]

5 JUL 1920

NOTE—Contn. sheet.

267

G. R. S. III-2]

General and Revenue Secretariat.

Ch File No. 242 of 1919.

Serial No.

Sec. as.

(20) Subd. for orders with reference to para 13 above

9/7/1920

(21) Subd for perusal

D.M. 22/7

608 28.7.20

III Member

(22) May it please us Mr Gopal Krishna Iyer as has been retired and Mr Krishna Rao has been reduced to a clerical post in connection with this case

Dewan 26/7

DEWAN'S OFFICE.
Recd. on JUL 27 1920
Reg. No. 591

(23) For perusal

Dewan

26/7

26/7 D.M. 26/7

Seen

28.7.20 D.M. 29/7

NOTE—Contn. sheet.

A23

1975/268

EFFICIENCY AUDIT BRANCH.

Extract from the Abstract of Newspaper Intelligence.

Dated 19th April 1920.

For favor of taking further action, in pursuance of O. M. No. 1242-8/E. A. G. 411 dated 15th January 1920.

No.	Subject of article	Name of newspaper, date and page	Remarks
808.	Magisterial eccentrities.	Karnataka. 17.4.20.	A correspondent states that the case of high-handedness recently reported on the part of Mr.H.Srinivasa Rao, who was the Amildar-Magistrate of Kunigal, is one of ~~the~~ judicial misdemeanour which goes unnoticed and unpunished.

Dewan's order (25.5.20) :-

"What is this?- Chief Secretary ".

Extract forwarded with kind compliments for favor of further action

Asst Secy Judl Dept.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to... 15007

Section C 6

File No. 242 '2

Serial No. 2

GENERAL AND REVENUE SECRETARIAT

( )

, the *191* .

No. G 24797

Date of issue..... 1/5

To

The District Magistrate, Tumkur Dt.

Signed by... P M

Sir,

I am directed to invite your attention to a statement in the Karnataka, dated the 10th Apl 1920. (page 5) to the effect that Mr. H. Srinivasa Rao, lately Amildar of Kunigal, really committed Contempt of Court when he took bailbonds and released prisoners arrested under a warrant from the Treasury Asst Commissioners Court, when the case had been transferred

P.T. over.

from his own Court to the latter, and
to request you to kindly make enquiries
in the matter and to send us a report
report of your views thereon at a very early date

I have &c

D.M.
3/5/4

for Chief Secy

RB
4/5/1920
3/5/4

List of enclosures.

Copied by

Examined by

W D8G—GPB—60,000 - 15-11-16

Office of the District Magistrate,

Tumkur District,

Dated Tumkur, the 22nd May 1920.

21829

From

Ananda Rao Sirsi, Esq., B.A., LL.B.,

District Magistrate, Tumkur District.

To

C.S. Balasundaram Iyer, Esq., B.A.,

Chief Secretary to the Government of His Highness

the Maharaja of Mysore, Bangalore.

Sir,

With reference to your No. G. 24797/Cts. 242-19-2 dated 1st May 1920 inviting my attention to a statement in the Karnataka dated 10th April 1920 regarding releasing of certain prisoners by Mr. K. Srinivasa Rao, Late Amildar of Kunigal Taluk, arrested under a warrant issued from the Treasury Assistant Commissioner's Court, Tumkur, and requesting me to enquire into the matter and submit a report, I have the honour to state as follows:-

2. After the receipt of the above letter, I sent for the records and went through them carefully. On the 17th October 1919, I passed an order directing the transfer of two cases from the Amildar Magistrate's Court, Kunigal, to that of the Treasury Assistant Commissioner Magistrate's. After this, the Treasury Assistant Commissioner issued nine warrants (non-bailable) to thirteen accused persons fixing the date of hearing to 29th October 1919. These warrants are not dated by the issuing Court. Seeing that they are received by the Police on the 21st October, probably they must have been issued a day or two before that date. Of these warrants, four are directed to the Police Inspector, Tumkur; two to that of Kunigal; and three to that of Gubbi. All the four warrants sent to the Tumkur Inspector have been returned unexecuted to the Court with the remark of the Police Officer that as the accused had shown a copy of the

order

1919-20. 3 [illegible]

From

The District Magistrate,

Tumkur District, Tumkur.

To

The Chief Secretary to the Govt.

of Mysore, Bangalore.

Dated 22nd May 1920.

Despatched to Ch Secy

Received 25 MAY 1920

General No. JC no 569 19-20

No.

Enclosure No. three.

Submitting report on ~~the state~~ an article ~~ment of~~ published in the Karnataka dated 10-4-1920 re releasing of certain prisoners by Mr. H. Srinivasa Rao, Late Amildar of Puniyal Taluk, arrested under a warrant issued from the Treasury Assistant Commissioner's Court.

[illegible]

order of the Treasury Assistant Commissioner Magistrate's Court that they need not be executed but sent back unexecuted, they were returned accordingly. All the three issued to Gubbi have been returned unexecuted on the ground of the villages therein named not being within his limits. With respect to the two warrants issued to the Police Inspector, Kunigal, one is returned unexecuted alleging that she was absconding from the village. As to the other, in the case of one Kempiah - the warrant issued to the Kunigal Inspector which had been endorsed to the Kasaba Jaffedar bears an endorsement of the Jaffedar to the effect that the accused Kempiah of Kallupalya is produced before the Police Jamadar. On this, the Jamadar seeks instructions of the Superior Police Officer as to what he should do with respect to this person - arrest him or not - as the latter produced a copy of the order of the Treasury Assistant Commissioner Magistrate, stating that all the accused persons had surrendered themselves before him and were thereon let on bail. Owing to the absence of the Police Inspector at the time, this report went before the Amildar and Head of Police (Mr. H. Srinivasa Rao) who has instructed that as the Treasury Assistant Commissioner Magistrate had withdrawn the warrants, the warrant in question need not be executed but sent back.

3. More than the above, there is absolutely nothing on the record to show that any persons were arrested in accordance with the warrant or released on bail by the Amildar Magistrate. Even in the case of the one person about whom instructions were sought, the man does not seem to have been arrested at all. As such, no bail bond has been taken from him by the Amildar or under his instructions by the Police Officer. Thus it will be seen that the alleged statement appearing in the Karnataka that the Amildar of Kunigal really committed contempt of Court when he took bail bonds and released prisoners arrested under warrants issued by the Treasury Assistant Commissioner Magistrate, is devoid of any truth. In fact, the warrants issued were withdrawn by the Treasury Assistant Commissioner Magistrate by an order dated 23rd October; they were never executed; none was arrested though one was informally

(12

Warrant of arrest issued from the Court of the Treasury Assistant Commissioner and 1st Class Magistrate Tumkur against one Yenpaiyya of Kallupalya, Kunigal Taluk for offences under Sections 147, 149 and 304 of the Indian Penal Code.

259

Sd/ Venkatanaranappa
Jamadar.
21-10-19.

Submitted to the Head of Police. The warrantee produces a copy of order in the case passed by the Assistant Commissioner Magistrate in which it is stated that all the accused persons have surrendered themselves before me and they are expressly let on bail.

I beg instructions now whether this warrantee can be arrested now or not. No orders have yet been received from the Court cancelling the warrant.

25-10-1919.

Sd/- O. Venkatanaranappa,
Police Jamadar.

Order.

The Inspector is said to have gone to Tumkur. Hence this is presented to me direct. On the strengtn of the copy of the order of the Treasury Court in Criminal Case No. 58 of 19-20 dated 23-10-1919 which appears to have also been passed upon the view I had taken previously, I consider that though orders are not received from the Treasury Court withdrawing the warrants, the warrants need not be executed but sent back. The order states that the Police of Tumkur, Kunigal and Gubbi will be written to. send back the warrants.

Sd/- H. Srinivasa Rao.

25-10-1919. Head of Police,

Copy
District Magistrate

Order of the Treasury Assistant Commissioner and 1st Class Magistrate directing the withdrawal of the warrants:-

---

Heard:- Mr. Venkataramiah.

He says that in the Taluk Magistrate's Court the accused who were complained against are discharged. It is a pity that there is no copy of the order to see the grounds. Mr. Venkataramiah says that these accused may at least be let on bail till the 29th instant, to which day the case is posted. All the accused have surrendered. They are expressly let on bail till the 29th instant the day to which the case is posted on each furnishing a surety for 500 rupees and on their own bond for a like sum each.

Sd/- N. Gopalakrishniengar.
23-10-1919.

The Police of Tumkur, Kunigal and Gubbi will be written to send back the warrants.

Sd/- N. Gopalakrishniengar,
23-10-1919.

'Copy'
Ch. Muhammad Aslam.
District Magistrate

G. R. S. V1—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to... 9162

Section CA

File No. 9[illegible]

Serial No. 4

GENERAL AND REVENUE SECRETARIAT

( )

, the 191 .

No. G2840 4

Date of issue..... 29/6

Signed by..... M' Rao

To

The District Magistrate,

Dharwar District

Sir,

With reference to your letter I.C. no. 569/19-20 dt. the 22nd May 1920, submitting a report on an article published in the Karnataka dt. 10-4-1920 re: the release of certain prisoners by Mr. H. Srinivasa Rao late Amildar of Kunigal Taluk &c, I am directed to request you to kindly forward at an early date the explanation of the Treasury Asst. Comm'r

P.T.O. over.

as to why he did not withdraw the warrants issued by him when he let the accused on bail on their surrender.

I have &c

D. 27/16

For Chief Secretary

KR 15/6/1916 Apl 16/6

List of enclosures.

Copied by

Examined by

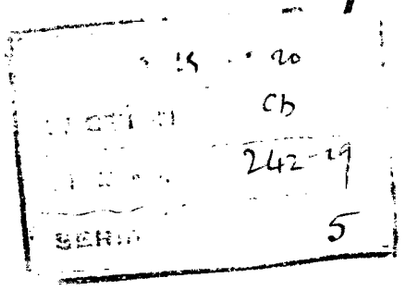
W D86—GPB—60,000—15-11-16

Office of the District Magistrate,

Tumkur District,

Dated Tumkur, the 1st July 1920.

269.



From

Ananda Rao Sirsi, Esq., B.A., LL.B.,

District Magistrate, Tumkur District.

To

C.S. Balasundaram Iyer, Esq., B.A.,

Chief Secretary to the Government

of His Highness the Maharaja of Mysore,

Bangalore.

Sir,

With reference to your letter No. 28404/Cts.242-19-4 dated 29th June 1920 calling for an explanation of the Treasury Assistant Commissioner as to why he did not withdraw the warrants issued by him when he let the accused on bail on their surrender, I have the honour to state that the Treasury Assistant Commissioner, Mr. N. Gopalakrishniengar who issued the warrants against the accused is not now in service having been retired in December last.

I have the honour to be,

Sir,

Your most obedient servant,

Ananda Rao Sirsi

District Magistrate,
Tumkur District.

D.N.

1919-20.

From

The District Magistrate,

Tumkur District, T u m k u r.

To

The Chief Secretary to the Govt.
of H.H. the Maharaja of Mysore,
B a n g a l o r e.

Dated 1st July 1920.

Despatched 3rd

Received

General No. E2 200 1/1920-21

No.

Enclosure No.

Re the explanation called for from the Treasury Assistant Commissioner.

6- JUL BRANCH. 1920